

ATTACHMENT 5

IN THE BOARD OF SUPERVISORS
COUNTY OF SAN LUIS OBISPO, STATE OF CALIFORNIA

19th day of May, 2015

PRESENT: Supervisors

ABSENT:

RESOLUTION NO. _____

RESOLUTION OF THE BOARD OF SUPERVISORS OF THE COUNTY OF SAN LUIS
OBISPO APPROVING THE PROPOSED GROWTH RATE AND AN ADDITIONAL
CARRYOVER OF 10% OF THE MAXIMUM ALLOTMENT FROM THE PREVIOUS YEAR
FOR USE IN FISCAL YEAR 15-16, RESULTING IN AN ADDITIONAL 110 UNITS
COUNTY-WIDE.

The following Resolution is hereby offered and read:

WHEREAS, the Board of Supervisors adopted Title 26 creating and establishing the authority for adopting annual growth rates for the county and it's unincorporated communities; and

WHEREAS, Section 26.01.070b requires that the Board of Supervisors approve the annual growth rates; and

WHEREAS, Section 26.01.072d allows the Board of Supervisors to carry over a maximum 10% of the previous years unused allocations; and

WHEREAS, on May 5, 2015 the Board of Supervisors reviewed the biennial Resource Management System alert levels; and

WHEREAS, the Board of Supervisors has identified the Nipomo Mesa Area (Santa Maria groundwater basin) as being at Resource Management alert level III; and

WHEREAS, the Board of Supervisors has identified the Los Osos groundwater basin as being at Resource Management alert level III, but is currently subject to a wastewater moratorium; and

WHEREAS, the community of Cambria has been identified as being at Resource Management alert level III for water supply but is currently subject to a water emergency and the

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Cambria Community Services District is not currently issuing new will serve letters; and

WHEREAS, the Board of Supervisors has identified the Paso Robles groundwater basin as being at Resource Management alert level III, but is currently subject to the Paso Robles Groundwater Basin Urgency Ordinance (Ordinance No. 3246); and

WHEREAS, based on the County 2005 Resource Management System Annual Report approved by the Board of Supervisors on December 20, 2005, the County 2008 Resource Management Annual Report approved by the Board of Supervisors on February 10, 2009, the 2009-2010 Resource Management System Resource Summary Report approved by the Board of Supervisors on April 26, 2011, the County 2010-2012 Resource Summary Report approved by the Board of Supervisors on March 12, 2013, and the 2012-2014 Resource Summary Report approved by the Board of Supervisors on May 5, 2015, the Maximum Annual Allocation was set by the Board of Supervisors on May 19, 2015 at 0% per fiscal year for the period from July 1, 2015 through June 30, 2018, resulting in no new allocation or allotment requests other than those accompanied by an intent-to-serve letter from the Cambria Community Services District for transferred meters and 8 grandfathered Allocations for new residences in Cambria each fiscal year in the period from July 1, 2015 through June 30, 2018; and

WHEREAS, last year, approval of only 13% of potential allocations were used as of April 14, 2015, indicating a growth rate of less than the 2.3% anticipated by the Growth Management Ordinance; and

WHEREAS, approval of only 16% of potential allocations are projected to be used by the end of fiscal year 14-15; and

THEREFORE, the Board of Supervisors finds the annual 2.3% rate to be appropriate for areas not in the Los Osos groundwater basin (wastewater moratorium area), the Nipomo Mesa area (Santa Maria groundwater basin), or Cambria; and

THEREFORE, the Board of Supervisors finds the annual 1.8% rate to be appropriate for the Nipomo Mesa Area (Santa Maria groundwater basin) identified as being at a Resource Management alert level III; and

THEREFORE, except for the Nipomo Mesa Area, 10% of last years unused allocations will be applied to this year.

NOW, THEREFORE, BE IT RESOLVED AND ORDERED that the Board of Supervisors of the County of San Luis Obispo, based upon the evidence presented and findings herein, maintains the maximum annual allocation for the community of Cambria at 0% per fiscal year for the period from July 1, 2015 through June 30, 2018, approves the maximum annual growth rates of 2.3% (county-wide) and 1.8% (Nipomo Mesa Area), and the additional carryover

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of 10% of the maximum allocation from the previous year to make those unused allocations available for distribution in the fiscal year 15-16, resulting in an additional 110 units county-wide but precluding carryover of units for the Nipomo Mesa Area.

Upon motion of Supervisors _____, seconded by Supervisor _____, and on the following roll call vote, to wit:

AYES:

NOES:

ABSENT:

ABSTAINING:

the foregoing resolution is hereby adopted.

Chairperson of the Board of Supervisors

ATTEST

Clerk of the Board of Supervisors

By: _____
Deputy Clerk

APPROVED AS TO FORM AND LEGAL EFFECT:

RITA L. NEAL
County Counsel


By: Assistant County Counsel

Dated: April 16, 2015